

April 29, 2024

**VIA ECF**

Hon. Jennifer L. Rochon  
United States District Judge  
Southern District of New York  
500 Pearl Street, Room 1920  
New York, NY 10007

RE: Federal Trade Commission v. Tapestry, Inc., et al., Case No. 1:24-cv-03109-JLR

Dear Judge Rochon:

Pursuant to the Court's April 25, 2024 Order, the parties met and conferred on April 26, 2024 to discuss a proposed schedule for discovery, a proposed schedule for briefing on Plaintiff Federal Trade Commission's ("FTC") motion for a preliminary injunction and other prehearing submissions, and proposed hearing dates for a hearing on the motion for a preliminary injunction. The parties then continued to meet and confer by email over the weekend, and now submit this letter in advance of today's conference to inform the Court of their progress during these discussions.

The parties jointly propose that an evidentiary hearing commence on September 3, 2024, if convenient for the Court, with 20 hours allotted to each side. As for the discovery schedule and other prehearing submissions, the parties have agreed to the following proposed schedule and deadlines:

Event	Date(s)
Close of Fact Discovery	July 26, 2024
Plaintiff Serves Initial Expert Report(s)	July 26, 2024
Plaintiff's Memorandum of Law in Support of Preliminary Injunction Motion	August 6, 2024
Defendants Serve Rebuttal Expert Report(s)	August 7, 2024
Plaintiff Serves Expert Rebuttal/Reply Report(s)	August 14, 2024
Defendants' Opposition to Preliminary Injunction Motion	August 20, 2024
Close of Expert Discovery	August 20, 2024

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Event	Date(s)
Plaintiff's Reply to Defendants' Opposition to Preliminary Injunction Motion	August 27, 2024
Evidentiary Hearing Begins	September 3, 2024, or at the Court's earliest convenience thereafter

The parties respectfully request, should the Court order that the evidentiary hearing begin on September 3, 2024, that the Court not schedule proceedings on Friday September 6, 2024 due to a conflict of counsel. The parties are available to resume the evidentiary hearing the following Monday, September 9, 2024.

The parties are continuing to meet and confer regarding the scope of discovery and other items for a proposed case management plan and scheduling order as well as a proposed protective order. The parties will submit a joint proposed case management plan and scheduling order, as well as a joint proposed protective order, along with the parties' positions regarding disputed provisions, if any, by 5:00 p.m. Eastern on May 3, 2024.

Respectfully submitted,

S/ Abby L. Dennis

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